

**PHYSICAL THERAPY BOARD OF CALIFORNIA****Consumer Protection Services Program**

1418 HOWE AVENUE, SUITE 16, SACRAMENTO, CA 95825-3204  
TELEPHONE (916) 561-8200 FAX (916) 263-2560 TOLL FREE 1-800-832-2251  
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EMAIL [cps@dca.ca.gov](mailto:cps@dca.ca.gov)

August 12, 2005

Citation No. 05-06-0141

Michael Macalinga Tiopianco, P.T.  
5840 Garfield Ave #23  
Sacramento CA 95841

License No. PT 27769

**CITATION**

Investigation of a complaint submitted revealed actions taken by you which violate sections of the law regulating the practice of physical therapy.

A Citation is hereby issued to you in accordance with Section 125.9 of the Business and Professions Code for the violations described below.

**FIRST CAUSE FOR CITATION**

1. *Section 2630 of the Business and Professions Code*

*It is unlawful for any person or persons to practice or offer to practice, physical therapy in this state for compensation received or expected, or to hold himself or herself out as a physical therapist, unless at the time of so doing the person holds a valid, unexpired, and unrevoked license issued under this chapter...*

Based on records reviewed, it has been determined that you are in violation of Section 2630 of the Business and Professions Code for allowing the unlicensed practice of physical therapy by John Pang, physical therapy aide, in the treatment of the following patients<sup>1</sup>:

Patient L.B.:

On January 14, 2004, an initial evaluation and a referral to the registered nurse assistant directing care of this patient, is signed by John Pang, physical therapy aide, as "John Pang, PT."

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<sup>1</sup>Patient names are not used to protect the patients' privacy. The full names will be provided upon request for discovery.

Patient N.K.

On May 13, 2004, John Pang, physical therapy aide, signed "Resident Short Term Care Plan," and evaluation and treatment notes, on July 14, 2004, July 22, 2004, July 23, 2004, July 26, 2004, July 28, 2004, July 29, 2004 and July 30, 2004, as "John Pang, PT" without evidence of supervision by a physical therapist.

Patient C.G.

On July 16, 2004 and July 23, 2004, John Pang, physical therapy aide, signed treatment notes as "John Pang, PT" without evidence of supervision by a physical therapist.

## SECOND CAUSE FOR CITATION

### 2. *Section 2660(k) of the Business and Professions Code*

*The aiding or abetting of any person to engage in the unlawful practice of physical therapy.*

Based on records reviewed, it has been determined that you are violation of Section 2660 (k) of the Business and Professions Code for allowing the unlicensed practice of physical therapy by John Pang, physical therapy aide, at Grass Valley Convalescent Hospital in Grass Valley, California for the patients and dates listed in the first cause.

## ORDER

Further, **you are ordered to pay a fine of \$ 2500.00 (\$1250.00 for each cause)** to the Physical Therapy Board of California within 30 days after receipt of this Citation.

If you wish to contest all or any part of this Citation, complete the enclosed "Notice of Appeal -Request for Informal Conference" form and return it to this office within 10 days after receipt of this Citation. The date indicated on the order of abatement will be held in abeyance only for any violation(s) you wish to contest. The time to correct all uncontested violations will be adhered to as specified. In the alternative, you may, within 30 days after receipt of this Citation, request a formal administrative hearing before an administrative law judge under the Administrative Procedure Act.

**FAILURE TO RETURN THE REQUEST FOR INFORMAL CONFERENCE FORM OR  
TO REQUEST AN ADMINISTRATIVE HEARING WITHIN THE TIME  
INDICATED WILL CONSTITUTE A WAIVER OF YOUR RIGHT TO  
ADMINISTRATIVELY CONTEST OR APPEAL THIS CITATION.**

Administrative Fine

\$ 2500.00

FOR YOUR PROTECTION AND TO ASSURE PROPER CREDIT,  
PLEASE RETURN THE COPY OF THE CITATION  
AND NOTE THE CITATION NUMBER ON YOUR CHECK  
OR MONEY ORDER.

August 12, 2005  
Date

Original Signed By:

STEVEN K. HARTZELL

Executive Officer

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**ORDER OF ABATEMENT**

August 12, 2005

Citation Against: Michael Macalinga Tiopanco, P.T.

Citation No. 05-06-0141

First Cause

Violations: Section 2630 of the Business and Professions Code

Description:

*It is unlawful for any person or persons to practice, or offer to practice, physical therapy in this state for compensation received or expected, or to hold himself or herself out as a physical therapist, unless at the time of so doing the person holds a valid, unexpired and unrevoked license issued under this chapter.*

Second Cause

Violations: Section 2660(k) of the Business and Professions Code

Description:

*The aiding or abetting of any person to engage in the unlawful practice of physical therapy.*

Order of Correction

You are hereby ordered to abate this violation immediately and to cease and desist from further violation.

Failure to comply with the provisions of this Citation and Order of Abatement within 30 days of receipt may result in further legal action.